

F I L E D  
Clerk  
District Court

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Feb - 8 2007

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

6 Attorney for Defendant Robert A. Bisom

7 IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS

8 ROBERT D. BRADSHAW,	)	CASE NO. CV 05-00027
9 vs.	)	SECOND EX PARTE
10 COMMONWEALTH OF THE NORTHERN	)	APPLICATION UNDER LOCAL
11 MARIANA ISLANDS, NICOLE C. FORELLI,	)	RULE 7.1 TO INCREASE TIME
12 WILLIAM C. BUSH, D. DOUGLAS COTTON,	)	FOR BRIEFING RE: PLAINTIFF'S
13 L. DAVID SOSEBEE, ANDREW CLAYTON,	)	MOTION FOR PARTIAL
14 UNKNOWN AND UNNAMED PERSONS IN	)	SUMMARY JUDGMENT;
15 THE CNMI OFFICE OF THE ATTORNEY	)	CERTIFICATE MADE
16 GENERAL, PAMELA BROWN, ROBERT	)	PURSUANT TO RULE 7.1.h.3(b);
17 BISOM and JAY H. SORENSEN,	)	DECLARATION IN SUPPORT
18 Defendants.	)	Date: Thursday, March 15, 2007
19	)	Time: 9:30 a.m.
20	)	Judge: Hon. Alex R. Munson

18 CERTIFICATE PURSUANT TO LOCAL RULE 7.1.h.3(b)

19 I, MARK B. HANSON, certify as follows:

20 A. The address and phone number of the plaintiff, who is without counsel, is: P.O.  
21 Box 473, 1530 Trout Creek Road, Calder, Idaho 83808. Phone: 208-245-1691, no fax.

22 The address of the Jay H. Sorensen, c/o Shanghai, P.O. Box 9022, Warren, MI 48090-  
23 9022. Telephone: 86-21-5083-8542; Facsimile: 86-21-5083-8542.

24 The address of the Attorney General, who represents all the other defendants who have  
25 not been dismissed is: Office of the Attorney General—Civil Division, Second Floor, Hon.  
26 Juan A. Sablan Memorial Bldg., Caller Box 10007, Saipan, MP 96950. Phone: 670-664-2341;

27 I am the attorney for Robert Bisom. My address and phone are set forth above the

1 caption.

2       B. This is the second application by Mr. Bisom for an extension of time in which to file  
3 a response to Plaintiff's Motion for Partial Summary Judgment. The reason this application  
4 is *ex parte* is due to the fact that there is insufficient time to do a noticed motion or a written  
5 stipulation because written communication with the plaintiff and other parties would take  
6 several days and Mr. Bisom's response to Plaintiff's Motion for Partial Summary Judgment is  
7 due today, February 8, 2007, by prior order of this Court extending the time for Mr. Bisom and  
8 other defendants to respond. Further, good cause exists to grant the motion, as set forth in  
9 the application below.

10     C. Pursuant to L.R. 7.1.h.B(1), I called plaintiff on February 7, 2007 (Saipan time) to  
11 notify him of my intention to file this application. I informed Mr. Bradshaw that Mr. Bisom  
12 would request that his opposition to the Motion for Partial Summary Judgment be due on  
13 February 19, 2007 — another eleven days from today's date. He told me that he had no  
14 objection. Counsel for other defendants will get notice of the filing of this Motion via the  
15 Court's electronic case filing system with the exception of Mr. Sorensen whom I will inform  
16 via direct e-mail.

17     D. There has been one previous request for an extension of time as to the pending  
18 motion. The extension request was in conjunction with a request by Mr. Sorensen for an  
19 additional three weeks to respond. That extension was granted to both Mr. Sorensen and to  
20 Mr. Bisom. This request is for an additional eleven days beyond the prior three week extension  
21 for Mr. Bisom. It is my understanding that Mr. Sorensen will file his opposition today.

22     E. Because the hearing has been set for March 15, 2007, this additional time will have  
23 no delaying effect on hearing or determination of the motion. I spoke at length with Mr.  
24 Bradshaw about the delays in receiving mail which may affect his receipt of the opposition of  
25 Mr. Bisom and he informed me that he believes he will have sufficient time to file a reply if  
26 this extension is granted.

28

1  
2 DATED this 8<sup>th</sup> day of February, 2007.  
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4 /s/ Mark B. Hanson  
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6 MARK B. HANSON  
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15

16 Attorney for Defendant Robert A. Bisom  
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18 APPLICATION  
19

20 Defendant Robert A. Bisom, by and through his counsel of record, moves the court  
21 pursuant to Local Rule 7.1.h to extend the time for filing his opposition to plaintiff's motion  
22 for partial summary judgment by an additional eleven (11) days, from February 8, 2007 to  
23 February 19, 2007. Good cause exists to grant the motion, as set forth in the declaration  
24 below. A proposed order has been submitted herewith for the Court's convenience.  
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26 DATED this 8<sup>th</sup> day of February, 2007.  
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28 /s/ Mark B. Hanson  
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2 MARK B. HANSON  
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11

12 Attorney for Defendant Robert A. Bisom  
13

1 DECLARATION OF MARK B. HANSON  
2

3 I, MARK B. HANSON, do hereby declare:

4 1. I am competent to testify, and if called to do so, I would testify in accord herewith.

5 2. I am the attorney for Robert A. Bisom in the above-captioned proceedings. I submit  
6 this declaration in support of this motion to increase the time for filing and service of the  
7 opposition to the partial summary judgment motion set be heard on March 15, 2007. The  
facts stated herein are of my own knowledge.8 3. Plaintiff's motion is long and complicated. It includes 25 pages of argument and  
9 some 36 exhibits. It has required more than the normal amount of time for a response.  
10 Because the hearing is not scheduled until March 15, 2007, there is still substantial time for  
11 Plaintiff to file any reply to the opposition of Mr. Bisom filed hereafter.12 4. In order to reduce costs and expedite a response, the defendants have attempted to  
13 coordinate efforts to respond to plaintiffs' Motion for Partial Summary Judgment. The efforts,  
14 which would have required coordinated communication and the same filing date for the  
15 defendants' oppositions, were less than successful. No cooperation whatsoever was  
16 forthcoming from the Government. Further, my own case schedule and unanticipated  
17 emergencies have had substantial impact on my available time in the past three weeks.18 5. Accordingly, Robert A. Bisom requests that the time allowed by Local Rule 7.1 for  
19 filing and serving the opposition to plaintiff's motion for partial summary judgment scheduled  
20 to be heard on March 15, 2007 be increased by eleven (11) days, making the opposition papers  
21 due on February 19, 2007, which is still three and one half weeks before the hearing.22 I declare under the penalty of perjury that the foregoing is true and correct and that  
23 this Declaration was executed this 8<sup>th</sup> day of February, 2007 in Saipan, Commonwealth of the  
24 Northern Mariana Islands.26 /s/ Mark B. Hanson  
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MARK B. HANSON  
Attorney for Robert A. Bisom